



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**INFORMATION DISCLOSURE STATEMENT  
ACCORDING TO 37 C.F.R. §1.97(b)**

APPLICANT(S):	Patrick Mergell	DOCKET NO:	P03,0380
SERIAL NO.:	10/675,303	ART UNIT:	2643
FILED:	September 30, 2003	EXAMINER:	
		CONF. NO.	5358
TITLE:	DEVICE AND METHOD TO ADAPT A HEARING DEVICE		

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. §1.56 and the requirements of 37 C.F.R. §1.98, Applicant respectfully requests that a citation and examination of the references identified on the attached PTO 1449 form be made during the course of examination of the above-identified application for United States Patent.

The present Information Disclosure Statement is being filed according to 37 C.F.R. §1.97(b) and before the latter occurrence of:

- (1) three months from the filing date of a national application;
- (2) three months from the date of entry of the national stage as set forth in 37 C.F.R. 1.491 in an international application; or
- (3) the mailing date of a first Office Action on the merits.

**REMARKS**

The attached PTO 1449 form lists related art references for the above identified application.


### EXPLANATION OF RELEVANCE

The relevance of references AA and AL was discussed in the Specification. References AA and AL were cited during the prosecution of the priority application. Reference AA is in English, so no further commentary on its teaching is required. Reference AM is an English-language International Patent Application Publication corresponding to reference AL.

The filing of the present Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed as an admission that the information cited in the present Information Disclosure Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

The above citation of related art is not a representation that such art constitutes a complete or exhaustive listing of all pertinent related art, nor that it necessarily includes the closest or most relevant art. The aforementioned citation comprises a voluntary citation of related art of which applicant and his attorney are presently aware and is not intended to serve as a substitute for the Examiner's own search.

Submitted by,

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### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on February 18, 2004.

  
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Form PTO-1449

**INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION**

(use several sheets if necessary)

Docket No.

P03,0380

Serial No.

10/675,303

Applicant

Patrick Mergell

Filing Date

September 30, 2003

Group Art Unit

2643

**U.S. PATENT DOCUMENTS**

Examiner's Initials		Document Number	Date	Name	Class	Subclass	Filing Date If appropriate
	AA	4,731,850	03/15/1988	Levitt et al.			
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	AL	690 12 582 T2	04/20/1994	Germany			See AM	
	AM	WO 91/08654	06/13/1991	Intl.				
	AN							
	AO							
	AP							
	AQ							
	AR							

**OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

	AT	
	AU	
	AV	
	AW	

Examiner

Date Considered

**\*EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.